IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 10TH OCTOBER 2007 / 18TH ASWINA 1929

Bail Appl..No. 6161 of 2007()

(CRIME NO.551 OF 2007 OF TALIPARAMBA POLICE STATION)

PETITIONER/ACCUSED NO.1 IN CUSTODY.

NALUTHUNDATHIL SANTHA,
W/O. LATE DERMAL KANNAN, AGED 50 YEARS,
DERMAL HOUSE, AMMANAPARA, MUDIKKANAM DESOM,
KANNUR DISTRICT.

BY ADV. SRI.V.RAJAGOPAL

RESPONDENT: COMPLAINANT:

STATE-S.H.O, TALIPARAMBA
POLICE STATION, REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/10/2007 ALONG WITH B.A.NO.6240 OF 2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

KSS

R. BASANT, J.

B.A. NOs. 6161 & 6240 of 2007

Dated this the 10th day of October, 2007

ORDER

Applications for regular bail. The petitioners are accused 1 and 2. They face allegations under the Kerala Abkari Act. They were allegedly intercepted by the detecting police party on 9/9/07 when they were allegedly engaged in the act of distillation of arrack. 3 litres of arrack, 10 litres of Wash and utensils were allegedly seized. The petitioners continue in custody from 9/9/07. The learned Public Prosecutor submits that the petitioners have no history of any criminal antecedents.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioners can now be enlarged on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) These applications are allowed.

(b) The petitioners shall be released on bail on the following terms and conditions:

(i) The petitioners shall execute bonds for Rs.50,000/- each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioners shall make themselves available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT, JUDGE)

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